

## Chapter 15 Time Line

Event	Time (After filing of petition unless stated otherwise.)	Rule or Statute
Petition for Recognition of Foreign Proceeding. (Official Form 1 minus schedules and statements) and Fee Paid.		<a href="#">11 U.S.C. § 1504, 1511, 1515, Fed. R. Bankr. P. 1007(a)(4)</a> ; Item 16, <a href="#">Bankruptcy Court Miscellaneous Fee Schedule</a>
Court assigns Chapter 15 case number.	Same day.	
Foreign representative must file a list containing the name and addresses of all administrators in foreign proceedings, all parties to any litigation in which debtor is a party pending in the US at time of petition, and all entities against whom provisional relief is sought under §1519.	Due with the petition.	<a href="#">Fed. R. Bankr. P.1007(a)(4)</a>
Documents evidencing the foreign proceeding and the appointment and authority of the foreign representative (documents shall be translated into English).	Due with the petition.	<a href="#">11 U.S.C § 1515(b)&amp;(c)&amp;(d)</a>
Request for provisional relief.	Date of filing through court ruling on petition.	<a href="#">11 U.S.C. § 1519</a>
Clerk issues summons for service of copy of petition on debtor and any entity against whom provisional relief is sought under §1519 of Code [required for non-main proceedings only].	To be given forthwith.	<a href="#">Fed. R. Bankr. P. 1010.</a> The summons shall be served with a copy of the petition in the manner provided for service of a summons and complaint by Rule 7004(a).

Clerk's Notice of Petition for Recognition of Foreign Proceeding (notice to be provided to debtor, all administrators in foreign proceedings of the debtor, all entities against whom provisional relief is being sought, all parties to any litigation in which the debtor is a party pending in the US at time of filing, and any other entities the court directs).	To be given forthwith.	<a href="#">Fed. R. Bankr. P. 2002(q)</a>
Contest of a petition for recognition.	Within 21 days after service of the summons – a party in interest to a petition for foreign proceeding may contest the petition by filing an answer or motion under FRCP 12.	<a href="#">Fed. R. Bk. P. 1011</a> & <a href="#">Fed. R. Bankr. P. 1018</a>
Clerk issues Notice of Hearing on Petition for Recognition. The notice shall state whether the petition seeks recognition as a foreign main proceeding or foreign non-main proceeding.	21 days notice required.	<a href="#">11 U.S.C. § 1514</a> <a href="#">Fed. Rule Bk P. 2002(q)</a>
Court conducts hearing on Petition for Recognition and any objections.	Earliest possible time.	<a href="#">11 U.S.C. §§ 1516, 1517(c)</a>
Entry of an order recognizing foreign proceeding (Imposes the automatic stay).	After notice and hearing.	<a href="#">11 U.S.C. § 1506, 1517(a)</a>
Authority of foreign representative to intervene.	Once recognition of foreign proceeding is approved.	<a href="#">11 U.S.C. § 1524</a>
Entrustment of distribution of all or part of the debtor's U.S. assets to foreign representative or other person.	Once recognition of foreign proceeding is approved.	<a href="#">11 U.S.C. § 1521(b)</a>
Notice by foreign representative of change in status.	To be filed within 14 days after the date when the representative becomes aware of subsequent information.	<a href="#">11 U.S.C. § 1518</a> and <a href="#">Fed. R. Bankr. P. 2015(d)</a>

Notice by foreign representative to court where the petition for recognition has been granted of Intention to Commence a Bankruptcy Case (such as a statement of intention).	Prior to commencing bankruptcy case.	<a href="#">11 U.S.C. § 1511(a) &amp; (b)</a> and <a href="#">Fed. R. Bankr. P. 1002</a>
Foreign representative's right to commence bankruptcy case.	Upon recognition, a foreign representative may commence: (1) an involuntary case under §303; or (2) a voluntary case under §§301 or 302, if the foreign proceeding is a foreign main proceeding. The petition commencing a case must be accompanied by a certified copy of an order granting recognition of an order granting recognition.	<a href="#">11 U.S.C. § 1511(a)</a>
Participation of foreign representative in a bankruptcy case.	Upon recognition of a foreign proceeding, the foreign representative is entitled as a party in interest to participate in any bankruptcy case under Title 11 regarding the debtor.	<a href="#">11 U.S.C. § 1512</a>
Court notice of intention to communicate with foreign court or foreign representative (exception for scheduling and administrative matters). Notice shall specify the subject matter of the anticipated communication.	By mail.	<a href="#">11 U.S.C. § 1525</a> and <a href="#">Fed. R. Bankr. P. 2002(q)</a> .
Close case.		<a href="#">11 U.S.C. §§ 1517(d) &amp; 350</a>
Updated 7.20.11		